

Changes/Additions in Chapter 32 Since January 1, 2002

PERAC Seminars | Fall, 2004



SECT. NO.	DATE	CHANGE/ADDITION	PERAC MEMO NO.
1	2/28/02	Brought MA into compliance with federal law on the maximum dollar amounts of retirement allowances. Affects only the highest paid public employees.	11/2004, 17/2003, 45/2002, 27/2002
10(2)	7/1/02	Requires the employer of any employee applying for a termination allowance to certify in writing that one of four circumstances applies: 1) failed of nomination or re-election, 2) failed of reappointment, 3) office or position abolished, 4) removed or discharged without moral turpitude.	3/2003, 33/2002
21(1)(d)	7/1/02	PERAC review of all termination allowances required.	3/2003, 33/2002
4(1)(o)	12/5/02	Allows certain unpaid town moderators to purchase creditable service for their moderator service.	47/2002
4(1)(h)	4/1/2003	Removes the requirement that a member-in-service have ten years in order to purchase military service credit. Board to notify all new members and all eligible members of their right to purchase service.	11/2003
5(1)(e)	7/1/03	Elimination of the spousal retirement provision.	21/2003
5(1)(e)	7/1/03	Any member who has applied for retirement using the spousal retirement provision prior to July 1, 2003 with a retirement date after July 1, 2003 will be eligible to use provision despite its repeal.	27/2003
5(1)(e)	11/1/03	Any member who is married to a retiree may retire under the spousal provision if they do so by October 31, 2003.	36/2003
5(1)(e)	11/1/03	Any member who applies for the spousal provision before November 1, 2003 with a retirement date up to or after November 1, 2003, will be allowed to retire under this provision.	37/2003
5(1)(e)	7/1/04	Reinstates the spousal retirement provision with respect to spouses married to each other and members-in-service in the same or different systems on or before November 1, 2003.	31/2004
	7/31/03	"Pension Holiday" Allows a city, town, district or authority to reduce their pension appropriation for fiscal years 2004 and 2005.	26/2003
G.L. c. 4, § 7, cl. 26(o) and (p)	7/1/04	Home addresses and home telephone numbers of public employees are no longer public records and not subject to release.	25/2004

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1	7/1/04	Adds definition for "accumulated assumed actuarial deductions" to retirement law.	25/2004
1	7/1/04	Adds definition for "actuarial assumed interest" to retirement law.	25/2004
1	7/1/04	Definition of actuarial equivalent amended to allow the PERAC actuary to select a new mortality table.	25/2004
15	7/1/04	Attorney General and District Attorneys will be required to advise PERAC if a member is convicted of a crime. Also notice from employer to retirement board if employee under indictment.	30/2004, 25/2004
7,9,12B, 26 and 100	7/1/04	Amended to make references to ages of eligibility for dependents' benefits uniform ending upon attaining age 22 for full-time students. Also inserts language in section 7 to make clear even children over 18 at time of parent's retirement are eligible for benefits.	25/2004
12(1)	7/1/04	One individual cannot receive both an accidental death benefit and an Option C benefit as the result of the death of a member. Members who retired and selected Option C between November 7, 1997 and June 30, 2004 will not be affected.	25/2004
105	7/1/04	Adds provision for reinstatement after retirement via Section 5 or 10.	34/2004, 25/2004
4(1)(h), 5(2)(b)	8/30/04	Changes definition of "veteran" to allow non-wartime service to qualify. Also allows national guard service of not less than 90 days with one day of wartime service to qualify. Not retroactive.	28/2004, 21/2004
2005 budget	12/27/04	PERAC may establish new actuarial equivalent factors to be used in the calculation of retirement allowances (option A annuity, option B annuity and option C adjustment.) Retirements effective July 1, 2004 to December 27, 2004 will be calculated based on existing factors.	23/2004
C. 137 of the Acts of 2003	9/11/01- 9/11/05	Authorizes counties, cities and towns to pay any employee who has been granted a military leave of absence because the employee has been called to active duty his base salary less any amount received for his or her military service. Requires local approval. Difference paid by public employer is regular compensation, deductions taken out.	41/2003

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91A	Fiscal 2005	Amended so that the disability retirement allowance of a retiree who fails without good cause and following a number of notices to submit the annual statement of earnings will be terminated rather than withheld until the retiree complies with the filing requirement.	25/2004
2005 budget		Authorizes PERAC actuary to analyze ramifications of increasing the base upon which COLAs are granted; a funding schedule analysis is also authorized.	31/2004
Social Security Protection Act of 2004	1/1/2005	Social Security Notice regarding impact of government pensions upon receipt of Social Security.	



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